

Message Text

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ACTION EB-07

INFO OCT-01 EUR-12 ISO-00 CCO-00 CIAE-00 OTPE-00 FCC-01

INR-07 NSAE-00 OC-05 USIA-06 COME-00 BIB-01 OIC-02

SS-15 L-03 NSC-05 IO-11 DODE-00 DOTE-00 FMC-01 CG-00

OFA-01 DLOS-04 ACDA-05 PM-04 NASA-01 OES-03 OMB-01

TRSE-00 /096 W

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R 201331Z FEB 76

FM AMEMBASSY LONDON

TO SECSTATE WASHDC 9164

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E.O. 11652: N/A

TAGS: PORG, ETEL, IMCO

SUBJECT: INMARSAT CONFERENCE, SECOND SESSION: DAY 8

REF: (A) LONDON 2582 (B) LONDON 2570

SUMMARY: BOTH SUBSTANTIVE COMMITTEES CONTINUED WORK
ON ARTICLES OD CONVENTION AND OPERATING AGREEMENT.
WORKING GROUP ON INTERIM ARRANGEMENTS ALSO MET AS
REPORTED REF (A).

1. COMMITTEE I.

A. ART 31 ON WITHDRAWAL ADOPTED ESSENTIALLY AS IN
ISWG WITH MINOR AMENDMENTS PROPOSED BY NORWAY.

B. ART 32 ON SUSPENSION AND TERMINATION ADOPTED AS
IN ISWG TEXT WITH MAJOR CHANGE PROPOSED BY CUBA AND
SUPPORTED BY USSR AND UK TO PROVIDE FOR ASSEMBLY REPEAT
ASSEMBLY DECISION REGARDING TERMINATION OF MEMBERSHIP
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OF SIGNATORY (PARA 1(B)) . VOTE WAS 30-5(US)-2. US

THEN VOTED AGAINST SUBPARAGRAPH AS WHOLE. ON PARA 2 USSR CLAIMED SUBSTITUTION OF ASSEMBLY FOR COUNCIL CONSEQUENTIAL TO DECISION ON PREVIOUS PARA. US AND UK ARGUED THAT FINANCIAL OBLIGATIONS SPECIFICALLY EXEMPTED IN PREVIOUS PARA AND THERE IS EVEN GREATER NECESSITY FOR EXCLUSIVE COUNCIL DECISION. USSR PROPOSAL CARRIED 17-15(US)-5. ENTIRE PARA ADOPTED 19-16(US)-2. REMAINDER OF ARTICLE ADOPTED WITH EXCEPTION PARA 7 WHICH DEFERRED. JAPAN SAID IT COULD NOT AGREE TO AMENDMENTS MADE TO ART 32, CLAIMING THIS WAS ESSENTIAL PART OF SO-CALLED "PACKAGE DEAL" MADE LAST MAY. JAPANESE DEL CHARACTERIZED AMENDMENTS AS FRIVOLOUS AND INDICATED APPEAL WOULD BE MAOE IN PLENARY. US EXPRESSED SUPPORT FOR JAPANESE INTERVENTION. COMMENT: US DEL HAS EXPRESSED TO UK, USSR, AND OTHER DELS OUR SERIOUS CONCERN OVER THIS DEVELOPMENT AND WILL MAKE EVERY EFFORT TO REVERSE OR MODIFY OUTCOME.

C. ART 34 REFERRED TO COMMITTEE II

. ART 36 - IN SOMEWHAT CONFUSED MANNER, COMMITTEE ADOPTED PRINCIPLE THAT COMPULSORY AND BINDING ARBITRATION WAS NECESSARY IN INTERPRETATION END APPLICATION TO THE CONVENTION BUT ONLY WITH RESPECT TO "MATERIAL MATTERS" IN THE OPERATING AGREEMENT. US SUGGESTED THAT FURTHER CONSIDERATION OF THIS ARTICLE BE PUT OFF UNTIL MATTER QORTED OUT IN PRIVATE.

E. ART 37 ADOPTED WITH CONVENTION OPEN TO "ALL STATES", SUBJECT TO UNDERSTANDING REGARDING INTERPRETATION OF THIS FORMULA. UK PROVISION FOR SEPARATE REGISTRIES ACCEPTED. US SPOKESMAN QUERIED DELS AS TO WHETHER OTHER COUNTRIES MAINTAINED SEPARATE REGISTRIES AND WHAT WAS THEIR INTENDED USE. ONLY /UK DEL RESPONDED.

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HE SAID IT NOT INTENTION OF UK THAT THE FACILITY
ACCORDED UNDEP THIS PARA WOULD BE OPERATED IN SUCH
A WAY AS TO DISTINGUISH AMONGST CATEGORIES OF SHIPS.
US DEL WILL ATTEMPT TO INTRODUCE THIS INTO THE RECORD.
WITH THIS UNDERSTANDING, TEXT 13 ACCEPTABLE TO US DEL
AND UNLESS DEPARTMENT ADVISES OTHERWISE, DEL WILL ACCEPT
IN PLENARY.

2. COMMITTEE II.

A. ART X BIS (EARTH STATION APPROVAL) AND X TER
(UTILIZATION MF INMARSAT SPACE SEGMENT) (MARSAT/CONF/13)
ADOPTED PRESEPVING SUBSTANCE OF US DRAFTS.

B. ART X QUATER (EXONERATION FROM LIABILITY) ADOPTED
WITHOUT CHANGE; FOOTNOTE DELETED.

C. TWO RECOMMENDATIONS PROPOSED BY INTERNATIONAL
CHAMBER OF SHIPPING (ICS) (MARSAT/CONF/15 ANNEXES III
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AND IV) ON TECHNICAL AND OPERATIONAL EQUIPMENT
STANDARDS AND COMMUNICATION BETWEEN SHIPS AND SUB-
SCRIBERS ON SHORE MODIFIED BY COMMITTEE II AND ADOPTED.

D. ARTICLE 35 (CONVENTION) NOTIFICATION TO THE INTER-
NATIONAL TELECOMMUNICATION UNION - ADOPTED WITHOUT
CHANGE.

E. COMMITTEE II ENDED DAY WITH RESUMED DEBATE OF
INITIAL INVESTMENT SHARE ISSUE, DISCUSSION OF SHORT
FALL IN INDICATED INITIAL INVESTMENT SHARES AND

IMPORTANCE OF ANNEX MENTIONED IN ARTICLE 39 OF
CONVENTION TO ESTABLISHMENT OF ORGANIZATION. THIS
DISCUSSION IS TO BE CONTINUED FEB 19.

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